

## **REMARKS**

### ***Amendments to the Claims***

Applicant has amended the claims to more particularly point out what Applicant regards as the invention. No new matter has been added as a result of these amendments because they incorporate subject matter claimed in original dependent claims 3, 17 and 30, which have been cancelled, and other subject matter disclosed, *intra alia*, in paragraphs 33-43 of the Specification.

### **Rejections**

#### ***Rejections under 35 U.S.C. § 102***

##### **Claims 1-38**

Claims 1-38 stand rejected under 35 U.S.C. § 102(e) as being anticipated by Sitnik, U.S. Patent 6,160,570 (previously cited). Applicant respectfully submits that Sitnik is § 102(a) prior art because Sitnik issued less than one year before Applicant's effective filing date.

In the amended claims, Applicant claims generating an interactive list of content files based on a profile for a user, and selecting a play sequence for a content file based on a detailed profile for the user. Thus, Applicant is claiming two user profiles, and a different use for each user profile. Sitnik discloses a single user profile, and using that profile only to create a play sequence for video data. Sitnik does not teach or suggest two user profiles, and also does not teach or suggest that the video data itself is selected using a user profile.

Accordingly, Applicant respectfully submits that the invention claimed in claims 1-38 is not anticipated by Sitnik under 35 U.S.C. § 102(e) or § 102(a) and respectfully requests the withdrawal of the rejection of the claims.

## **SUMMARY**

Claims 1, 2, 4-16, 18-29, and 31-38 are currently pending. In view of the foregoing amendments and remarks, Applicant respectfully submits that the pending

claims are in condition for allowance. Applicant respectfully requests reconsideration of the application and allowance of the pending claims.

If the Examiner determines the prompt allowance of these claims could be facilitated by a telephone conference, the Examiner is invited to contact Sue Holloway at (408) 720-8300 x3476.

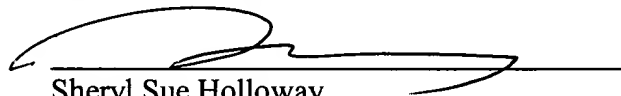
**Deposit Account Authorization**

Authorization is hereby given to charge our Deposit Account No. 02-2666 for any charges that may be due. Furthermore, if an extension is required, then Applicant hereby requests such extension.

Respectfully submitted,

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